

Q&A #	RFP Section/ Sub-Section	Subject/Title	Page Number	Contractor Comment/Question	DOE Response
3.	Section L			There is a mention in Section L that information for requesting any sensitive information would be posted on the EMCBC website. I can't seem to locate the Non-disclosure form or any other requesting mechanism.	No sensitive data has been identified. Therefore, a non-disclosure form was not created.
4.	L.10.f.4	Schedule Font	L-9	"Text shall be 12 point or larger, single-spaced, using Times New Roman font type. . . Print type used in completing forms attached to this Request for Proposal (RFP) as Microsoft® (MS) Word®, Access®, or Excel® documents should not be changed from the styles used in the attachments." For the schedules required in Volumes II and III, the default font for Primavera is Arial 8, and increasing the size of the font decreases the readability of the Gantt Chart. Please modify the RFP to allow for submission of those schedules in Arial size 8 font.	The RFP will be amended to allow for Arial size 8 font for the schedules only.
5.	C.3.1.1	Programs and Projects/Scope, Schedule and Cost Baseline	C-10	Section References Section H.72, Integrated Work Control Systems and Reporting Requirements. Section H.72 on page H-85 is titled NNSA/EM STRATEGIC SOURCING PARTNERSHIP. Integrated Work Control Systems is Section H.73	The RFP will be amended to correct the error.
6.	Attachment J-2 Attachment J-11	GFE	J-2-2 J-11-8	Milestone J-2 No. 19 Due Date states "Monthly per Attachment J-11." J-11, No. 13 references an IPABS attached schedule and a link; no schedule is attached and the link requires a login. Please provide Offerors with the "IPABS Monthly To-Do List and Due Dates Calendar FY 2016.pdf."	The IPABS calendar is provided concurrently with the PARS II calendar just below J.15 at the end of the "Operational Systems" section of Section J, Attachment J-11. No change to the RFP is required.

Q&A #	RFP Section/ Sub-Section	Subject/Title	Page Number	Contractor Comment/Question	DOE Response
7.	Section B B.9 (a)	Fee Reductions	P. B-11	<p>Article H.22 (revised) and Section J. Compliance Documents. Item 12. Compliance Order on Consent, State of New Mexico Environment Department – U.S. Department of Energy Los Alamos National Laboratory; June 2016; paragraph (e)(iv) (revised) provides for reductions of annual earned fee for the subject annual fee determination period(s) to liquidate payment obligations for applicable fines and penalties. Accordingly, a new subsection (11) is proposed for B.9.(a): B.9 FEE REDUCTIONS</p> <p>(add to the list of Contract provisions, a new provision ((a)(11)) where annual earned fee in each year of Contract performance is subject to reductions imposed by the terms and conditions of this Contract – addressing fee reductions due to Contracting Officer determinations under J-16, paragraph 12(e)(iv) regarding responsibility for any stipulated penalties or fines for violations)</p> <p>(11) Attachment J-16; paragraph 12(e)(iv), final DOE determination of the Contractor’s responsibility under the Contract for any stipulated penalties or fines for violations of environmental requirements, as determined in accordance with clause H.22.</p>	Neither H.22 or Section J, Attachment J-16, paragraph 12(e)(iv) addresses fee.

Q&A #	RFP Section/ Sub-Section	Subject/Title	Page Number	Contractor Comment/Question	DOE Response
8.	H.75	Legal Management	H-92	We request the clause requiring legal and related support to the Government on regulatory matters, third party claims, and litigation be removed from the RFP. Since the contract contemplated is for environmental cleanup and not for management and operation of the site, creation of a separate legal function for the LCCP work will result in confusion with the responsibilities of the M&O contractor's legal office and give rise to duplicative effort. For example, which legal office would respond to threatened litigation that involves both site operations and cleanup activities? How would the determination be made, and which contract would be reimbursed for the legal fees and costs if both offices responded?	The clause is a restatement of the law and contractor requirements under 10 CFR 719. See also the Section I clause, DEAR 952.231-71, INSURANCE--LITIGATION AND CLAIMS (JUL 2013). Such requirements apply to cost reimbursement contracts.
9.	Section I	Pre-existing Conditions	Addition to page I-9	The DEAR clause, Pre-existing Conditions, 970.5231-4, was included in previous EM contracts and M&O contracts to relieve the contractor of responsibility for conditions at the site which occurred before its presence and performance under the contract. We request the RFP be amended to add this clause, because it would resolve uncertainty concerning the contractor's potential liability for pre-existing conditions over which it has no control, and which may be latent and undiscovered during transition.	The Pre-existing Conditions clause is not applicable to this RFP. See the clause at H.22, DOE-H-2014, Contractor Acceptance of Notice of Violation or Alleged Violations, Fines, and Penalties (Oct 2014) (Revised). See also, Section J, Attachment J-16, paragraph 12(e).

Q&A #	RFP Section/ Sub-Section	Subject/Title	Page Number	Contractor Comment/Question	DOE Response
10.	L.18/l/ii	Cost Elements	L37	Does the Department want the NM Gross Receipts Tax included in the L-7 under "Sales and Use Tax" or included as an adder (such as Escalation) in each individual resource?	There is a separate tab called "New Mexico Gross Tax" where the cost should be recorded in L-7.
11.	L.18/(vi)	Work Sheets	L-37	Three of the work sheets (Waste Transportation, Waste Disposal, and NNSS Waste Disposal) are missing the two leftmost columns that appear in all other sheets (PWS and Total By PWS). Should those missing columns be added to the three work sheets?	No. The columns titled "Generating PWS" in those worksheets are to capture the specific PWS activity.
12.	L.10, (f), (4)	Proposal specifications	L-9	<p>Section states "Print type. Text shall be 12 point or larger, single-spaced, using Times New Roman font type. Headers and footers, spreadsheets, charts, tables, diagrams or design drawings, and graphs must be 10 point or larger using Times New Roman font type.... Print type used in completing forms attached to this Request for Proposal (RFP) as Microsoft® (MS) Word®, Access®, or Excel® documents should not be changed from the styles used in the attachments." The cost sheets, attachments L-6 and L-7, are MS Excel documents. The font provided by DOE in these forms is Times New Roman 12 pt. and Calibri 11pt. (in the L7).</p> <p>If the L-6 and L7 sheets, as well as the back-up from the estimating software, are printed at 8 pt. font TNR, the volume of thousands of pages would be halved, while maintaining the legibility of the information. Can we produce the L-6 and L-7 spreadsheets and tables at an 8 pt. font?</p>	The RFP will be amended to allow L-6 and L-7 worksheets to be printed to a smaller size and column sized adjusted as long as they are legible.

Q&A #	RFP Section/ Sub-Section	Subject/Title	Page Number	Contractor Comment/Question	DOE Response
13.	L.18/(vi)	Work Sheets	L-37	Are bidders allowed to correct typographical errors on the L-6 and L-7 work sheets?	No. Please identify any errors to DOE.
14.	Section L, L.10(f)(3) and L.14	Proposal Preparation Instructions	Page L-8 and Page L-19	Page L-8, L.10(f)(3) states: “Any page larger than 8 ½ x 11 will count as two pages except for the schedules provided under Criterion 1, Technical Approach, which shall not exceed 11 x 17 and will be counted as 1 page.” But, Page L-19, L.14 states: “(Volume II, Technical Approach shall not exceed 65 pages, excluding the Waste Process Flow Diagram(s) and the Integrated Schedule.)”	The RFP will be amended to resolve the discrepancy.
15.	Section L, L.14	Proposal Preparation Instructions – Volume II	L-20	L.14, page L-20, the RFP states: “The Offeror shall provide its general technical understanding of the activities listed below that fall under Program Management and General Requirements (PWS C.3) in sufficient detail to enable the Government to ascertain the Offeror’s comprehension of these activities and how they will be integrated into the overall effort.” But, no activities are listed below? Please provide the list of activities DOE desires us to include in this section. With 60+ individual PWS elements in C.3 and an overall 65 page limit for the entire proposal, there will not be space to adequately address all items.	The RFP will be amended to strike the reference to “listed below”.

Q&A #	RFP Section/ Sub-Section	Subject/Title	Page Number	Contractor Comment/Question	DOE Response
16.	L.16 & 17	Experience and Past Performance	L-27-31	For projects without CPARS, would DOE accept the standard NAVFAC/USACE-format PPQ that contains all information required by this RFP?	Since the reference is for pages L-27 through L-31, and not for Section L, Attachment L-4, the question is a bit confusing. Section L, Attachment L-4 is the PPQ format to be used. The Offeror should request it's customers to complete such.
17.	L.18, paragraph 2 L.18 (k) to (s)	Proposal Preparation Instructions, Volume III – Cost and Fee Proposal	Pages L-31 and L-42	Section L.18, paragraph 2 refers to paragraphs L.18(a) through L.18(s). Paragraphs L.18(r) through L.18(s) are missing from Section L.18. Should Section L.18, paragraph 2, refer to paragraphs L.18(a) through L.18(q)?	Yes it should read “L.18(a) through L.18(q)”. The RFP will be amended.
18.	L.18(k)	Basis of Estimate	Page L-34	There are several overarching assumptions and informational items that are applicable to all BOEs. Would DOE allow an introductory or summary BOE describing these overarching assumptions/items rather than repeating such information in each BOE?	Yes. Describing these overarching assumptions/items rather than repeating such information in each BOE is acceptable.
19.	L.18(l)(v) L.18(l)(x)	Fringe Benefits Rate	Page L-37 and L-39	There appears to be an inconsistency between sections L18(l)(v) and L.18(l)(x) regarding inclusion of site-specific training in fringe costs. Please clarify.	DOE agrees there is an inconsistency. The RFP will be amended to include “site-specific training” in section 18(l)(x).
20.	C.4.1.7 C.4.1.8 Attachment L-6	C.4.1.7 – Other Retrievals & Remediation C.4.1.8 – Mixed Low- Level Waste & Low- Level Disposal	Page C-55 to C-56 Attachm ent L-6	The PWS title for the tab in the Attachment L-6 for C.4.1.7 and C.4.1.8 appears to be reversed. Please clarify.	The RFP will be amended to correct the worksheet tabs.

Q&A #	RFP Section/ Sub-Section	Subject/Title	Page Number	Contractor Comment/Question	DOE Response
21.	C.4.7 – C.4.10 Attachment L-6	C.4.7 – C.4.10 Attachment L-6	C. 61 – 62 Attachm ent L-6	PWS C.4.7–C.4.10 appears to be missing from Attachment L-6. Please clarify.	The RFP will be amended to correct the error.
22.	L.18(o)	Responsibility Determination and Financial Capability	L-41	The documents requested in L.18(o)—Financial Statements, annual reports—will be several hundred pages. Would DOE change the requirement for these documents to electronic only with a listing of the documents in the printed document?	No. A hard copy is required.
23.	C.11.2.8	Upper Mortandad Canyon Aggregate Area	C-105	The Final RFP states that the SIR will be prepared by the LCBC contractor in August 2017. If available, please provide a draft copy for review.	There is not a draft copy to provide.
24.	C.11.2.13	Lower Mortandad/Lower Canada del Buey Canyons Aggregate Area	C-106	The document entitled "Approval Investigation Work Plan for Lower Mortandad/Canada del Buey Aggregate Area," LANL, EPA ID #NM0890010515, cannot be located in the EFRR. Please provide a copy for review.	The letter referenced and the letter prompting the NMED response have been posted to the procurement website document library under the "Aggregate Area References".
25.	C.11.2.13	Lower Mortandad/Lower Canada del Buey Canyons Aggregate Area	C-107	The Final RFP states that "The previous contractor will have submitted the requests for CoCs to NMED." If these are available, please provide a copy for review.	This is a reference to future LCBC Contractor work scope and will be completed in FY2017. It is not available now.
26.	C.11.2.18	Cañon de Valle Aggregate Area	C-108	The Final RFP states that the SIR for TA-14 will be prepared by the LCBC contractor. If available, please provide a draft copy for review.	This is a reference to future LCBC Contractor work scope and will be completed in FY2017. It is not available now.

Q&A #	RFP Section/ Sub-Section	Subject/Title	Page Number	Contractor Comment/Question	DOE Response
27.	C.12.2.6	MDA-T Dose Assessment	C-125	The Final RFP states that "Specific radiological documentation necessary is included in EM-LA procedure MP-05.15 (in development)." Please provide a Draft copy of MP-05.15 for review.	The RFP will be amended to provide clarification. The EM-LA procedure has not been developed. The available reference MP-05. 15 should have been MP-05. 17 which is provided on the procurement website in the document library and includes the radiological documentation needed.
28.	L.17(a)	L.17 DOE-L-2010 Proposal Preparation Instructions, Volume II – Past performance (Oct. 2015), (a) Offeror past performance	L-29	Does DOE define contract completion as the official end date of the contract (excluding all close-out activities)?	Yes. Recent past performance is defined as currently being performed or have been performed or completed within the last ten years from the date proposals are due.

Q&A #	RFP Section/ Sub-Section	Subject/Title	Page Number	Contractor Comment/Question	DOE Response
29.	L.17 (h) Attachment L-4	Proposal Preparation Instructions, Volume II – Past Performance and Past Performance Questionnaire	L-30-31; L-51	<p>There appears to be a conflict between L.17 (h) and Attachment L-4. Section L.17(h) states “<i>The Offeror shall provide the Past Performance Questionnaire contained in Attachment L-4 to Section L and the completed Past Performance and Experience Reference Information Form in Attachment L-3 to Section L to each of the contract references....The Offeror shall request that clients return the Past Performance Questionnaire directly to DOE...</i>”. This implies that each contract reference must complete a PPQ. However, Attachment L-4 states that the PPQ is to be returned “<i>for each referenced contract for which the work was not performed for DOE’s Office of Environmental Management (EM) or for which no contractor performance data is available in PPIRS.</i>”</p> <p>Please confirm that a PPQ is not required for projects performed for EM or with available PPIRS data.</p>	Yes, per Section L.17 (h), the Offeror shall provide the Past Performance Cover Letter and Questionnaire contained in Section L, Attachment L-4, for each of the contract references.
30.	C.2.10	Executive Summary	C-9	<p>The Executive Summary is required for public release 2 days after Notice to Proceed (NTP).</p> <p>Does DOE plan to issue NTP after the Contract Award protest period has expired, so that the Contractor is not compelled to release information that may interfere with the protest (e.g., Summary/Description of Contractor’s Technical Approach, Key Personnel, Total Contract Value) in the Executive Summary?</p>	DOE understands the concern. The Contractor and the Contracting Officer may have to negotiate an alternative, if the NTP is issued prior to the expiration of the protest period.